

Minute of the Land Use, Parks and Environment (LUPE) Committee

Tuesday, June 18, 2019

Present: Supervisors Dave Zimmermann, Steve Whittow, Kathleen Cummings, Bill Mitchell, and Chuck Wood. Zimmermann left the meeting at 9:32 a.m. **Absent:** Keith Hammitt and Tom Schellinger.

Also Present: Legislative Policy Advisor Sarah Spaeth, Planning and Zoning Manager Jason Fruth, Park System Manager Rebecca Mattano, and The *Freeman* Reporter Darryl Enriquez.

Approve Minutes – May 21, 2019

MOTION: Mitchell moved, second by Cummings to approve the minutes of May 21. Motion carried 5-0.

Executive Committee Report – June 17, 2019

Zimmermann said the Executive Committee approved five appointments and an ordinance to modify the 2019 Capital Budget to increase design expenditures for the CTH O & CTH I intersection reconstruction project, and they heard a follow-up report on the Clerk of Courts annual accounting of guardianships.

Future Agenda Items

- Review Ordinance Related to Weighted Boots in Ponds (Cummings)
- Follow-up Report on Weed Control (Fall of 2019)

Future Meeting Dates

- July 16, 2019
- August 20, 2019

Discuss And Consider Ordinance 174-O-034 Amend The District Zoning Map Of The Town Of Waukesha Zoning Code By Conditionally Rezoning Certain Lands Located In Part Of The NW ¼ And SW ¼ Of Section 35, T6n, R19e, Town Of Waukesha, Waukesha County, Wisconsin, From The R-E Single Family Residence Estate District To The R-1 Single Family Residence District (Rz41)

Fruth discussed this ordinance which will rezone property located in part of the NW ¼ and SW ¼ of Section 35, T6N, R19E, Town of Waukesha, from the R-E Single Family Residence Estate District to the R-1 Single Family Residence District to allow an eight lot, single-family residential subdivision. Fruth reviewed the conditions for approval including that this rezone is limited to a total of eight single-family lots for the property, in a layout generally consistent with the conceptual plan presented to the Town of Waukesha Plan Commission on February 14, 2019; it is contingent on Town Board approval of the amendment to the Town Comprehensive Development Plan Land Use Map from Suburban Density II Residential to Low Density Residential for the parcel; the Rezone approval shall not be in full force and effect until approved by the Waukesha County Board of Supervisors, and the Petitioner obtains approval of the Subdivision Plat by the Town of Waukesha Board, Waukesha County Department of Parks and Land Use, and other approving bodies, and records the same with the Waukesha County Register of Deeds; and the Petitioner shall provide the Town written approval from ATC for use of lands within the 150' easement for rights-of-way and outlots prior to Subdivision Plan approval.

MOTION: Mitchell moved, second by Whittow to approve Ordinance 174-O-034. Motion carried 5-0.

Discuss And Consider Ordinance 174-O-035 Amend The Town Of Oconomowoc District Zoning Map Of The Waukesha County Zoning Code By Conditionally Rezoning Certain Lands Located In Part Of The NW ¼ And SW ¼ Of Section 15, T8n, R17e, Town Of Oconomowoc, Waukesha County, Wisconsin, From The FLP Farmland Preservation District To The R-1 Residential District (Rz34)

Fruth discussed this ordinance will rezone property located in the NW ¼ and SW ¼ of Section 15, T8N, R17E, Town of Oconomowoc from the FLP Farmland Preservation District to the R-1 Residential District in order to create an approximate two acre single-family residential lot. Fruth reviewed the conditions for approval including that the zoning amendment shall only amend zoning on the 2.22 acres as shown on the preliminary Certified Survey Map from the FLP Farmland Preservation District to the R-1 Residential District; a Certified Survey Map, prepared by a professional land surveyor in the State of Wisconsin, dividing the parcel as proposed, shall be reviewed and approved by the Town Plan Commission, Town Board and Waukesha County Department of Parks and Land Use in accordance with the Waukesha County Zoning Code, prior to the issuance of any Zoning or Building permits; and a Deed Restriction must be prepared by the Waukesha County Department of Parks and Land Use and recorded by the petitioners in the Waukesha County Register of Deeds Office stating that the lands within the proposed CSM are entitled to one dwelling unit and shall not be further divided, and two additional development rights remain for the remaining farmlands. The restriction must also state that it shall apply in perpetuity unless the County Comprehensive Development Plan's Farmland Preservation designation for the property is amended in the future.

MOTION: Wood moved, second by Whittow to approve Ordinance 174-O-035. Motion carried 5-0.

Discuss And Consider Ordinance 174-O-033 Approve The Land Use Permit To Authorize The School Section Lake District To Use Waukesha County Property To Perform Seasonal Lake Weed Removal Operations

Mattano discussed this ordinance which approves the issuance of a land use permit to the School Section Lake District to use lands owned by Waukesha County on School Section Lake to install and use a dock and perform seasonal lake weed removal operations as well as monthly grass cutting on those lands. The Department has previously authorized the District to conduct the same operations on this property through annual land use permits. This is a multi-year agreement to eliminate the need to prepare individual annual land use permits.

Cummings expressed concern that moving to a ten-year agreement removes County Board oversight.

MOTION: Wood moved, second by Whittow to approve Ordinance 174-O-033. Motion carried 4-1. Cummings voted no.

Overview of Aquatic and Terrestrial Weed Control in County Parks

Mattano presented a PowerPoint titled "Waukesha County Parks Natural Land Management Program." The County has approximately 9,000 acres of parks and greenway. There are 40 target invasive species that the department manages using mechanical and biological controls and the

species are monitored through mapping. Mattano suggested they come back in the fall to update the committee on their progress.

Whittow expressed concern about the weed control in the pond at Muskego Park and said the weeds are out of control making fishing difficult, especially from the handicap fishing dock. Whittow said he prefers the department manage the land we have rather than purchase additional land.

Zimmermann left the meeting at 9:32 a.m.

Legislative Update

Spaeth updated the committee on the State budget and its impact on the County.

MOTION: Mitchell moved, second by Wood to adjourn at 9:40 a.m. Motion carried 4-0.

Respectfully submitted,

Steve Whittow

Steve Whittow
Secretary